



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/806,927	03/22/2004	Celso J. Bagaoisan	315-7038082001 (ACI-005)

CONFIRMATION NO. 2886

## FORMALITIES LETTER



\*OC000000012870684\*

Bingham McCuthen, LLP  
Suite 1800  
Three Embarcadero  
San Francisco, CA 94111-4067

Date Mailed: 06/04/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 7A-7B, 9, 11D, 11E, 12A-12B, 20A-20C.
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 20A.
  - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English

09/08/2004 MBELETE1 00000044 502518 10806927

01 FC:2001 385.00 DA  
02 FC:2201 43.00 DA  
03 FC:2202 90.00 DA  
04 FC:2051 65.00 DA

alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 16B.

- The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 7A-7B, 16A, 19C. Figures 7A & 7B are too dark.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$133** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$583** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$133**
  - **\$43** for **1** independent claims over 3.
  - **\$90** for **10** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



3000315-7038082001  
(ACI-005)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
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Celso J. Bagaoisan, et al. )  
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Serial No.: 10/806,927 )  
 )  
Filed: March 22, 2004 )  
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For: OCCLUSION MEMBER AND )  
TENSIONER APPARATUS AND )  
METHODS OF THEIR USE FOR )  
SEALING A VASCULAR PUNCTURE )

MISSING PARTS TRANSMITTAL

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. DOCUMENTS ENCLOSED:

In response to the NOTICE TO FILE MISSING PARTS OF APPLICATION  
UNDER 37 CFR § 1.53, which was mailed by the Patent Office on June 4, 2004,  
enclosed are:

- ☒ Declaration
- ☒ Power of Attorney: ☒ Separate or ☐ Combined with Declaration
- ☒ Assignment of the invention to AccessClosure, Inc. (together with PTO Form 1595)

CERTIFICATE OF MAILING (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposit with the United States Postal Services on the date shown below with sufficient postage as "First Class Mail" to addressee in an envelope addressed to Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

September 3, 2004  
Date of deposit

PA/52141480.1

Carolyn Tobias

Name of Person transmitting Paper

*Carolyn Tobias*

09/08/2004 MBELETE1 00000044 502518 10806927  
05 FC:2251 55.00 DA

- ☒ A copy of the Notice to File Missing Parts of NonProvisional Application under 37 CFR § 1.53
- ☒ Replacement Drawings (26 Sheets).
- ☒ Return Postcard.
- ☒ Supplemental Application Data Sheet.

## 2. Request for EXTENSION of Time:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

	EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input checked="" type="checkbox"/>	one month	\$55.00	\$110.00
<input type="checkbox"/>	two months	\$210.00	\$420.00
<input type="checkbox"/>	three months	\$475.00	\$950.00
<input type="checkbox"/>	four months	\$740.00	\$1,480.00
<input type="checkbox"/>	five months	\$1,005.00	\$2,010.00
		<b>Fee</b>	<b>\$55.00</b>

- ☒ If any extension fee is required, please consider this a petition therefore.

## 2. Filing FEES

- ☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

<b>BASIC FILING FEE:</b>							<b>\$385.00</b>
Total Claims	30	-	20	=	10	x \$18.00	\$90.00
Independent Claims	4	-	3	=	1	x \$86.00	\$43.00
Multiple Dependent Claims	\$280	(if applicable)				<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(l)	\$130	(if applicable)				<input checked="" type="checkbox"/>	\$65.00
<b>TOTAL OF ABOVE CALCULATIONS</b>							<b>\$583.00</b>
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.							<input checked="" type="checkbox"/> \$0.00
Extension of Time (from above)							\$55.00
Assignment -- \$40 (if applicable)							<input type="checkbox"/>
<b>TOTAL FEES SUBMITTED HEREWITH</b>							<b>\$638.00</b>


**3. Method of Payment of fees:**

- ☐ Attached is a check in the amount of \_\_\_\_\_.
- ☒ Charge Bingham McCutchen's Deposit Account No. **50-2518** in the amount of \$638.00 for Filing Fees and one month Extension of Time.
- ☒ The Commissioner is authorized to charge Bingham McCutchen's Deposit Account No. **50-2518** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, and to credit any overpayments to said Deposit Account No. **50-2518**.

Respectfully submitted,

BINGHAM McCUTCHEN LLP

Dated: 9-3-04

By:   
David T. Burse  
Reg. No. 37,104

**\*23639\***  
**23639**  
PATENT TRADEMARK OFFICE

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